

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

In Re: §
§
David C. Allen § Case No. 18-15642
§
Debtor §

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY
ADMINISTERED AND APPLICATION TO BE DISCHARGED (TDR)**

Frank J. Kokoszka, Trustee, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: 298,087.00 (Without deducting any secured claims)	Assets Exempt: 50,012.95
Total Distributions to Claimants: 10,845.47	Claims Discharged Without Payment: 2,111,384.38
Total Expenses of Administration: 2,154.53	

3) Total gross receipts of \$ 13,000.00 (see **Exhibit 1**), minus funds paid to the debtor and third parties of \$0.00 (see **Exhibit 2**), yielded net receipts of \$ 13,000.00 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from Exhibit 3)	\$ 320,154.00	\$ 0.00	\$ 0.00	\$ 0.00
PRIORITY CLAIMS: CHAPTER 7 ADMIN. FEES AND CHARGES (from Exhibit 4)	NA	2,154.53	2,154.53	2,154.53
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from Exhibit 5)	NA	NA	NA	NA
PRIORITY UNSECURED CLAIMS (from Exhibit 6)	NA	0.00	0.00	0.00
GENERAL UNSECURED CLAIMS (from Exhibit 7)	1,746,264.01	61,847.08	61,847.08	10,845.47
TOTAL DISBURSEMENTS	\$ 2,066,418.01	\$ 64,001.61	\$ 64,001.61	\$ 13,000.00

4) This case was originally filed under chapter 7 on 05/31/2018 . The case was pending for 10 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 04/10/2019 By: /s/Frank J. Kokoszka, Trustee
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO
FINAL ACCOUNT**

EXHIBIT 1 – GROSS RECEIPTS

DESCRIPTION	UNIFORM TRAN. CODE ¹	\$ AMOUNT RECEIVED
2 Watches	1129-000	500.00
2014 Mercedes-Benz Glk 350	1129-000	12,500.00
TOTAL GROSS RECEIPTS		\$ 13,000.00

¹The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	\$ AMOUNT PAID
NA		NA	NA
TOTAL FUNDS PAID TO DEBTOR & THIRD PARTIES			\$ NA

EXHIBIT 3 – SECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
	Illinois Bank & Trust, 6855 E. Riverside Boulevard Rockford, IL 61114		103,053.00	NA	NA	0.00
	Wells Fargo Home Mortgage, P.O. Box 14538 Des Moines, IA 50306		217,101.00	NA	NA	0.00

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
TOTAL SECURED CLAIMS			\$ 320,154.00	\$ 0.00	\$ 0.00	\$ 0.00

EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Frank J. Kokoszka	2100-000	NA	2,050.00	2,050.00	2,050.00
Frank J. Kokoszka	2200-000	NA	40.44	40.44	40.44
BOK Financial	2600-000	NA	64.09	64.09	64.09
TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES		\$ NA	\$ 2,154.53	\$ 2,154.53	\$ 2,154.53

EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
NA: NA	NA	NA	NA	NA	NA
TOTAL PRIOR CHAPTER ADMIN. FEES AND CHARGES		\$ NA	\$ NA	\$ NA	\$ NA

EXHIBIT 6 – PRIORITY UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
			0.00	NA	NA	0.00

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
TOTAL PRIORITY UNSECURED CLAIMS			\$ NA	\$ 0.00	\$ 0.00	\$ 0.00

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
	Bloomington Square, LP, c/o Horizon Realty Services, Inc. 1130 Lake Cook Road, Ste. 280 Buffalo Grove, IL 60089		700,000.00	NA	NA	0.00
	Bloomington Square, LP, c/o Newcastle Properties, LLC 1030 W. Higgins Road Park Ridge, IL 60068		0.00	NA	NA	0.00
	Chase, Cardmember Service PO Box 1423 Charlotte, NC 28201		16,995.49	NA	NA	0.00
	Chase, Cardmember Service PO Box 1423 Charlotte, NC 28201-1423		16,703.45	NA	NA	0.00
	Firehouse Subs of America, LLC, 3400-8 Kori Road Jacksonville, FL 32257		0.00	NA	NA	0.00

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
	Firehouse Subs of America, LLC, c/o Chris Sorensen Registered Agent 3400-8 Kori Road Jacksonville, FL 32257		0.00	NA	NA	0.00
	Illinois Bank & Trust, 4048 E. State Street Rockford, IL 61108		83,000.00	NA	NA	0.00
	Mosiac Properites & Development LLC, c/o Horizon Realty Services Inc. 1130 Lake Cook Road, Ste 280 Buffalo Grove, IL 60089		0.00	NA	NA	0.00
	Mosiac Properties & Development LLC, 555 Skokie Boulevard #204 Northbrook, IL 60062		160,000.00	NA	NA	0.00
	Sonia Sandwiches and More Inc., 285 Lorraine Circle Bloomington, IL 60108		63,000.00	NA	NA	0.00
	Sonia Sandwiches and More Inc., c/o Timothy J. Klein 290 Springdale Drive, Ste 155 Bloomington, IL 60108		0.00	NA	NA	0.00

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
	Trimont Real Estate Advisors, Attn: Mark Cashman, Sr. VP 3131 Turtle Creek #400 Dallas, TX 75219		0.00	NA	NA	0.00
	VFC 33 Centennial Properties, LLC, c/o Trimont Real Estate Advisors 6400 Imperial Drive Woodway, TX 76712		700,000.00	NA	NA	0.00
	Yogesh Patel, 285 Lorraine Circle Bloomingdale, IL 60108		529.83	NA	NA	0.00
1	Cruz Associates, Llc	7100-000	6,035.24	61,847.08	61,847.08	10,845.47
TOTAL GENERAL UNSECURED CLAIMS			\$ 1,746,264.01	\$ 61,847.08	\$ 61,847.08	\$ 10,845.47

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INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Exhibit 8

Case No: 18-15642 JSB Judge: Janet S. Baer Trustee Name: Frank J. Kokoszka, Trustee
Case Name: David C. Allen Date Filed (f) or Converted (c): 05/31/2018 (f)
341(a) Meeting Date: 06/26/2018
For Period Ending: 04/10/2019 Claims Bar Date: 10/09/2018

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. 25W115 Laredo Trail Bloomingdale IL 60108-0000 Dupage	307,000.00	0.00		0.00	FA
2. 2014 Mercedes-Benz Glk 350	16,500.00	12,500.00		12,500.00	FA
3. 2010 Ford Flex	5,000.00	0.00		0.00	FA
4. 2007 Jeep Cherokee	1,600.00	0.00		0.00	FA
5. 2008 Chevrolet Equinox	1,600.00	0.00		0.00	FA
6. Household Goods And Furnishings	1,000.00	0.00		0.00	FA
7. Electronics	250.00	0.00		0.00	FA
8. 2 Watches	1,500.00	500.00		500.00	FA
9. Ruger 9Mm; Sow 38; Mossberg 20 Gauge	200.00	0.00		0.00	FA
10. Clothes	100.00	0.00		0.00	FA
11. Cash	40.00	0.00		0.00	FA
12. Illinois Bank & Trust	117.00	0.00		0.00	FA
13. Dcrj Enterprise, Corporation	0.00	0.00		0.00	FA
14. Firehouse Subs Villa Park Corporation	0.00	0.00		0.00	FA
15. Firehouse Subs Addison Corporation	0.00	0.00		0.00	FA
16. Dcrj Enterprise, Corporation (Self-Directed)	0.00	0.00		0.00	FA
17. Fidelity	31,012.95	0.00		0.00	FA
18. Commonwealth Edison	180.00	0.00		0.00	FA
19. Driver's License	0.00	0.00		0.00	FA
20. Foid	0.00	0.00		0.00	FA
21. State Of Illinois Food Sanitation	0.00	0.00		0.00	FA
22. American General Term \$1,300,000	0.00	0.00		0.00	FA
23. Met Life Term \$500,000	0.00	0.00		0.00	FA

INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

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1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
24. John Hancock Term \$700,000	0.00	0.00		0.00	FA
25. Potential Avoidance Actions (Preference) (u) Asset not scheduled, but disclosed on Debtor's Statement of Financial Affairs. Preferential Payments made to Chase totalling \$1707.00 Chase presented evidence of defenses to Trustee's claims	0.00	0.00		0.00	FA

			Gross Value of Remaining Assets	
TOTALS (Excluding Unknown Values)	\$366,099.95	\$13,000.00	\$13,000.00	\$0.00
			(Total Dollar Amount in Column 6)	

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

Trustee has filed a Motion to Sell Property back to the Debtor - Frank J. Kokoszka 7/24/2018;
Trustee to also pursue a potential preference.

Trustee has sent demand letter on Potential preference recipient.
- Frank J. Kokoszka 10/24/2018

Chase Bank responded to the Trustee's demand for return of preference. Chase presented evidence of defenses of new value and related defenses. Trustee will not be pursuing this matter any further. - Frank J. Kokoszka 11/28/2018

Trustee working on TFR - Frank J. Kokoszka 12/6/2018

Initial Projected Date of Final Report (TFR): 07/31/2019

Current Projected Date of Final Report (TFR): 07/31/2019

Form 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 18-15642
Case Name: David C. Allen

Trustee Name: Frank J. Kokoszka, Trustee
Bank Name: BOK Financial
Account Number/CD#: XXXXXX0421
Checking

Exhibit 9

Taxpayer ID No: XX-XXX8965
For Period Ending: 04/10/2019

Blanket Bond (per case limit): \$5,000,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
08/08/18		Northern Trust Remitter: Robert E. Allen 62 Green Bay Road Winnetka, IL 60093	Sale back to Debtor		\$13,000.00		\$13,000.00
			Gross Receipts \$13,000.00				
	2		2014 Mercedes-Benz Glk 350 \$12,500.00	1129-000			
	8		2 Watches \$500.00	1129-000			
08/31/18		BOK Financial	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b) (1), and 507(a)(2)	2600-000		\$10.00	\$12,990.00
09/28/18		BOK Financial	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b) (1), and 507(a)(2)	2600-000		\$18.68	\$12,971.32
10/31/18		BOK Financial	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b) (1), and 507(a)(2)	2600-000		\$19.27	\$12,952.05
11/26/18		BOK Financial	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b) (1), and 507(a)(2)	2600-000		\$16.14	\$12,935.91
11/28/18		Transfer to Acct # xxxxxx0161	Transfer of Funds	9999-000		\$12,935.91	\$0.00

COLUMN TOTALS	\$13,000.00	\$13,000.00
Less: Bank Transfers/CD's	\$0.00	\$12,935.91
Subtotal	\$13,000.00	\$64.09
Less: Payments to Debtors	\$0.00	\$0.00
Net	\$13,000.00	\$64.09

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ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 18-15642
Case Name: David C. Allen

Trustee Name: Frank J. Kokoszka, Trustee

Exhibit 9

Bank Name: Axos Bank

Account Number/CD#: XXXXXX0161

Checking

Taxpayer ID No: XX-XXX8965

Blanket Bond (per case limit): \$5,000,000.00

For Period Ending: 04/10/2019

Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
11/28/18		Transfer from Acct # xxxxxx0421	Transfer of Funds	9999-000	\$12,935.91		\$12,935.91
03/04/19	2001	Frank J. Kokoszka	Distribution			\$2,090.44	\$10,845.47
		Frank J. Kokoszka	Final distribution creditor account # representing a payment of 100.00 % per court order. (\$2,050.00)	2100-000			
		Frank J. Kokoszka	Final distribution creditor account # representing a payment of 100.00 % per court order. (\$40.44)	2200-000			
03/04/19	2002	Cruz Associates, Llc 934 Marisa Lane Olivenhain, Ca 92024	Final distribution to claim 1 creditor account # representing a payment of 17.54 % per court order.	7100-000		\$10,845.47	\$0.00

COLUMN TOTALS	\$12,935.91	\$12,935.91
Less: Bank Transfers/CD's	\$12,935.91	\$0.00
Subtotal	\$0.00	\$12,935.91
Less: Payments to Debtors	\$0.00	\$0.00
Net	\$0.00	\$12,935.91

Exhibit 9

TOTAL OF ALL ACCOUNTS			
	NET		ACCOUNT
	NET DEPOSITS	DISBURSEMENTS	BALANCE
XXXXXX0161 - Checking	\$0.00	\$12,935.91	\$0.00
XXXXXX0421 - Checking	\$13,000.00	\$64.09	\$0.00
	-----	-----	-----
	\$13,000.00	\$13,000.00	\$0.00
	=====		=====
	(Excludes account transfers)	(Excludes payments to debtors)	Total Funds on Hand
Total Allocation Receipts:	\$0.00		
Total Net Deposits:	\$13,000.00		
Total Gross Receipts:	\$13,000.00		

Page Subtotals:

\$0.00

\$0.00